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HOUSING & URBAN DEVELOPMENT DEPARTMENT

NOTIFICATION

The 20th January, 2023

No.1629—HUD-SANT-POLICY-0005/2020/HUD.— Whereas, clause (h) of rule 14 of the Solid Waste Management Rules, 2016 stipulates that the Central Pollution Control Board shall publish guidelines for maintaining buffer zone restricting any residential, commercial or any other construction activity from the outer boundary of the waste processing and disposal facilities for different sizes of facilities handling more than five tons per day of solid waste, and accordingly, the Central Pollution Control Board has issued 'Guidelines on The Provision of Buffer Zone Around Waste Processing and Disposal Facilities' in April 2017;

Whereas, clause (l) of rule 11 of the Solid Waste Management Rules, 2016 stipulates that the Secretary-in-charge of Urban Development in the States and Union Territories shall notify buffer zone for the solid waste processing and disposal facilities of more than five tons per day in consultation with the State Pollution Control Board;

Whereas, the Hon'ble National Green Tribunal in its judgment pronounced in Original Application No. 199 of 2014, (Mrs. Almitra H. Patel versus Union of India) on dated the 22nd December, 2016 under paragraph 41 has issued specific directions in making decisions for site selection, establishment of the plant processing facilities and welfare of the public at large and had observed that "Keeping in view of scarcity of land, even 20 metres Buffer zone would be sufficient, provided that it has rich green belt to serve the requisite purpose";

Whereas, the State Pollution Control Board, Odisha in its Letter No. 18773 / IND-IV-MW-105 dated 25th November, 2021 allowed to reduce the distance of buffer zone from 500 meters to 20 meters as an amendment to the condition 11 of the Environmental Clearance issued by SEIAA, Odisha vide No. 2927 / SEIAA on dated 20th February, 2015;

Now, therefore a Buffer zone ensuring minimum aerial distance of 20 meters is earmarked inside the periphery of the boundary of SWM facility at Mahuda, Berhampur

Municipal Corporation, District – Ganjam, (as mentioned in the attached layout map superimposed on the revenue map) restricting any residential, commercial or any other construction activity within this zone reinforced by adequate green belt.

By the Order of the Principal Secretary to Government

DONABANDHU NAYAK

Deputy Secretary to Government

